

SB3362



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

SB3362

Introduced 2/14/2014, by Sen. Wm. Sam McCann

SYNOPSIS AS INTRODUCED:

430 ILCS 66/30

Amends the Firearm Concealed Carry Act. Provides that the application for a concealed carry license shall contain an authorization and release that provides for disclosure to the Department of State Police the applicant's juvenile court, criminal justice, psychological, or psychiatric records or records relating to any institutionalization of the applicant (rather than an authorization and release that provides for disclosure to the Department the applicant's juvenile court, criminal justice, psychological, or psychiatric records or records relating to any institutionalization of the applicant). Provides that the information provided by the authorization and release is limited to the sole purpose of determining whether the applicant is disqualified from obtaining a concealed carry license. Effective immediately.

LRB098 17168 RLC 52255 b

A BILL FOR

1 AN ACT concerning safety.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Firearm Concealed Carry Act is amended by
5 changing Section 30 as follows:

6 (430 ILCS 66/30)

7 Sec. 30. Contents of license application.

8 (a) The license application shall be in writing, under
9 penalty of perjury, on a standard form adopted by the
10 Department and shall be accompanied by the documentation
11 required in this Section and the applicable fee. Each
12 application form shall include the following statement printed
13 in bold type: "Warning: Entering false information on this form
14 is punishable as perjury under Section 32-2 of the Criminal
15 Code of 2012."

16 (b) The application shall contain the following:

17 (1) the applicant's name, current address, date and
18 year of birth, place of birth, height, weight, hair color,
19 eye color, maiden name or any other name the applicant has
20 used or identified with, and any address where the
21 applicant resided for more than 30 days within the 10 years
22 preceding the date of the license application;

23 (2) the applicant's valid driver's license number or

1 valid state identification card number;

2 (3) an authorization and release that provides for
3 disclosure to the Department the applicant's juvenile
4 court, criminal justice, psychological, or psychiatric
5 records or records relating to any institutionalization of
6 the applicant. The information provided by the
7 authorization and release is limited to the sole purpose of
8 determining whether the applicant is disqualified from
9 obtaining a concealed carry license; a waiver of the
10 applicant's privacy and confidentiality rights and
11 privileges under all federal and state laws, including
12 those limiting access to juvenile court, criminal justice,
13 psychological, or psychiatric records or records relating
14 to any institutionalization of the applicant, and an
15 affirmative request that a person having custody of any of
16 these records provide it or information concerning it to
17 the Department;

18 (4) an affirmation that the applicant possesses a
19 currently valid Firearm Owner's Identification Card and
20 card number if possessed or notice the applicant is
21 applying for a Firearm Owner's Identification Card in
22 conjunction with the license application;

23 (5) an affirmation that the applicant has not been
24 convicted or found guilty of:

25 (A) a felony;

26 (B) a misdemeanor involving the use or threat of

1 physical force or violence to any person within the 5
2 years preceding the date of the application; or

3 (C) 2 or more violations related to driving while
4 under the influence of alcohol, other drug or drugs,
5 intoxicating compound or compounds, or any combination
6 thereof, within the 5 years preceding the date of the
7 license application; and

8 (6) whether the applicant has failed a drug test for a
9 drug for which the applicant did not have a prescription,
10 within the previous year, and if so, the provider of the
11 test, the specific substance involved, and the date of the
12 test;

13 (7) written consent for the Department to review and
14 use the applicant's Illinois digital driver's license or
15 Illinois identification card photograph and signature;

16 (8) a full set of fingerprints submitted to the
17 Department in electronic format, provided the Department
18 may accept an application submitted without a set of
19 fingerprints in which case the Department shall be granted
20 30 days in addition to the 90 days provided under
21 subsection (e) of Section 10 of this Act to issue or deny a
22 license;

23 (9) a head and shoulder color photograph in a size
24 specified by the Department taken within the 30 days
25 preceding the date of the license application; and

26 (10) a photocopy of any certificates or other evidence

1 of compliance with the training requirements under this
2 Act.

3 (Source: P.A. 98-63, eff. 7-9-13.)

4 Section 99. Effective date. This Act takes effect upon
5 becoming law.